GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Services - Agriculture & Cooperation Department – Complaints – Allegations of manipulations in sale of Rice Harvester in Chittela (V), Tiruvuru (M), Krishna District – Disciplinary action against Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, under A.P. Civil Services (CC&A) Rules, 1991 - Articles of Charge - Issued.

AGRICULTURE AND CO-OPERATION (VIG.I) DEPARTMENT

G.O.Rt.No.302 **Dated: 22/03/2024**

Read the following:

1. U.O. Note No. 977(DG)/V&E/Sec-II/D1/2018, General Administration (V&E) Dept., Dt: 14.12.2018.
2. Govt. Memo No. AGC01-AGRI/11/2019-VIG-I, A&C (Vig.I) Dept., dt.08.01.2019.
3. From the Special Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.I(I) 24/2019, dt.30.08.2023.
4. Govt. Memo No. AGC01-AGRI/11/2019-VIG-I, A&C (Vig.I) Dept., dt.26.09.2023.
5. From the Spl. Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.I(I) 24/2019, dt.06.02.2024.

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O R D E R:

It is proposed to hold an enquiry against Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District in accordance with procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of Charge (Annexure-I), Statement of imputation of misconduct or misbehavior on which action is proposed to be taken against him as Annexure-II, a list of documents by which and a list of witnesses by whom the Articles of Charge are proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, is directed to submit a Written Statement of Defense (WSD) within (10) days of the receipt of this order.

4. Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, is informed that an inquiry will be held only in respect of those Articles of Charge as are not admitted. He should therefore, specifically admit or deny each Articles of Charge.

5. Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, is further informed that if he does not submit his Written Statement of Defense (WSD) on or before the date specified in para-3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, is invited to rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A. P. Civil Service (Conduct) Rules, 1964.

(P.T.O.)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To:
Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru,
NTR District.
(through the Special Commissioner of Agriculture, A.P., Guntur)

Copy to:
The Special Commissioner of Agriculture, A.P., Guntur,
(With a request to serve the original G.O. on the Charged Officer and obtain his dated acknowledgement on the Xerox copy and furnish the same along with his Written Statement of Defense (WSD) to the Government)
Sf./Sc.

// FORWARDED BY ORDER//

SECTION OFFICER

(Contd. Annexures...)

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI G. KENNEDY, ASSISTANT DIRECTOR OF AGRICULTURE (R), TIRUVURU, NTR DISTRICT:

Article of Charge - I:

"That the said Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, after receipt of the Compliant Petition by Sri Kolli Ashok Chowdary, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District regarding irregularities & manipulations occurred at the time of sanctioning of Rice Harvester to M/s. Taraka Rama Rythu Sangam, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District, he has not ordered for any further enquiry and thereby not submitted his findings/ recommendations to the higher authorities in this concern.

The above acts show that he is not devoted and negligent in discharging his legitimate duties which attract violation of rule – 3 of A.P. Civil Services (Conduct) Rules, 1964."

Article of Charge - II:

"That the irresponsibility, easy going approach and supervisory lapses on part of Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, towards the Complaint Petition by Sri Kolli Ashok Chowdary, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District regarding irregularities & manipulations occurred at the time of sanctioning of Rice Harvester to M/s. Taraka Rama Rythu Sangam, Chettela (V), Tiruvuru (M), erstwhile Krishna District and Presently NTR District, have resulted in publication of the adverse news item, in this concern, in Andhra Jyoti Daily News Paper Dt: 21.01.2019 and further embarrassing situation of the Agriculture Department.

The above acts show his dereliction of duties which attract violation of rule-3 of A.P. Civil Services (Conduct) Rules, 1964."

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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SECTION OFFICER

(P.T.O.)

ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI G. KENNEDY, ASSISTANT DIRECTOR OF AGRICULTURE (R), TIRUVURU, NTR DISTRICT.

Basis of the Charge - I:

A complaint petition was lodged by Sri Kolli Ashok Chowdary, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District regarding irregularities & manipulations occurred at the time of sanction of Rice Harvester to M/s. Taraka Rama Rythu Sangam, Chittela (V), Tiruvuru (M), erstwhile Krishna District and Presently NTR District on subsidy basis during the year 2016-17.

The preliminary inquiry conducted by the Sub Collector, Nuzvid reveals that, the staff have not followed the departmental guidelines while sanctioning the Rice Harvester on subsidy basis to M/s. Taraka Rama Rythu Sangam, Chittela (V), Tiruvuru (M), erstwhile Krishna District, during the year 2016-17.

Further, after the receipt of Compliant petition of Sri Kolli Ashok Chowdary, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District, Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District has not ordered for any further enquiry into the above irregularities occurred and thereby not submitted his findings/recommendations to the higher authorities in this concern.

Thus, the above acts show that Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District is not devoted and negligent in discharging his legitimate duties which attract violation of rule – 3 of A.P. Civil Services (Conduct) Rules, 1964. Hence, the Charge.

Basis of the Charge - II:

Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District has not reacted properly to the compliant petition lodged by Sri Kolli Ashok Chowdary, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District regarding irregularities & manipulations occurred at the time of sanctioning of Rice Harvestor to M/s. Taraka Rama Rythu Sangam, Chittela (V), Tiruvuru (M), erstwhile Krishna District and presently NTR District. His easy going approach and supervisory lapses have resulted in publication of the adverse new item, in this concern, in Andhra Jyoti Daily News Paper Dt: 21.01.2019 and further embarrassing situation of the Agriculture Department.

Thus, the above acts show the dereliction of duties on part of Sri G. Kennedy, Assistant Director of Agriculture (R), Tiruvuru, NTR District, which attract violation of rule-3 of A.P. Civil Services (Conduct) Rules, 1964. Hence, the Charge.

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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(Contd.p.3

ANNEXURE -III

LIST OF DOCUMENTS BY WHICH ARTICLEs OF CHARGE FRAMED AGAINST SRI G. KENNEDY, ASSISTANT DIRECTOR OF AGRICULTURE (R), TIRUVURU, NTR DISTRICT PROPOSED TO BE SUSTAINED.

Enquiry report submitted by the Smt. Prathistha Mamgain, I.A.S, Sub- Collector, Nuzvid vide Rc.G.1640/2020, Dated 24.03.2021.

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

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ANNEXURE- IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI G. KENNEDY, ASSISTANT DIRECTOR OF AGRICULTURE (R), TIRUVURU, NTR DISTRICT PROPOSED TO BE SUSTAINED.

Sri Kolli Ashok Chowdary, Chittela(V), Tiruvuru (M), Krishna District (Complainant)

Sd/- Gopal Krishna Dwivedi
CHIEF COMMISSIONER, RBKs &
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER